



Docket No.: PAT-1129

DECLARATION AND POWER OF ATTORNEY

As a below named inventor, I hereby declare that the information below is true, that I believe that I am the original, first and sole inventor if only one name is listed below, or a joint inventor if plural inventors are named below, of the invention entitled NON-FORESHORTENING INTRALUMINAL STENT, which is described and disclosed in:

- ( ) the attached specification, or
- (X) the specification in Application Serial No. 08/797,814, filed February 7, 1997, or
- ( ) as amended on \_\_\_\_\_,

and for which a patent is sought, and that my residence, post office address and citizenship are as stated below next to my name.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, Section 1.56(a).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by the amendment referred to above (if any).

I hereby claim foreign priority benefits under Title 35, United States Code, Section 119 of the following foreign application listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

Prior Foreign Application:

Priority Claimed

Country                      Appl. No.                      Filing Date

Yes / No

I hereby claim the benefit under Title 35, United States Code, Section 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application are not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, Section 112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, Section 1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application.

Application Serial No.

Filing Date

Status

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further, that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

POWER OF ATTORNEY: As the named inventor, I hereby appoint the following attorney(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith:

RAYMOND SUN, Reg. No. 35,699

Send all correspondence to:

Raymond Sun  
12420 Woodhall Way  
Tustin, California 92782  
Tel: 714-544-2819

Full name of inventor 1: Gary S. Roubin

Inventor's signature: G. Roubin

Date: 4/13/97

Residence:

Birmingham, Alabama

Citizenship:

AUSTRALIAN

Post Office Address:

2007 River Lakes Drive, Birmingham,  
AL 35244

please fill  
in the  
citizenship.

Full name of inventor 2: Geoffrey Hamilton White

Inventor's signature: G.H. White

Date: 5/15/97

Residence:

Sydney, Australia

Citizenship:

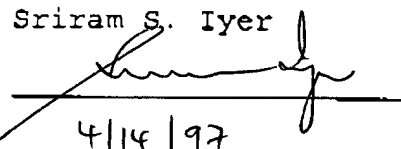
Australian

Post Office Address:

22 Nicholson Street, Balmain East,  
Sydney, N.S.W. 2041, Australia

08797814.020797

Full name of inventor 3: Sriram S. Iyer

Inventor's signature: Date: 4/14/97

Residence:

Birmingham, Alabama

Citizenship:

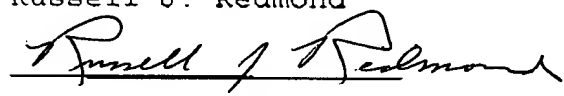
INDIAN

Post Office Address:

3127 Chestnut Oaks Drive, Birmingham,  
AL 35244

please  
fill in this  
citizenship.

Full name of inventor 4: Russell J. Redmond

Inventor's signature: Date: 4-23-97

Residence:

Goleta, California

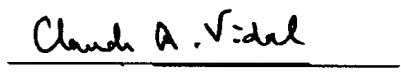
Citizenship:

U.S.A.

Post Office Address:

1148 North Fairview Avenue, Goleta,  
CA 93117

Full name of inventor 5: Claude A. Vidal

Inventor's signature: Date: 4.23.97

Residence:

Santa Barbara, California

Citizenship:

U.S.A.

Post Office Address:

5426 San Patricio Drive, Santa  
Barbara, CA 93111

08707844-020797



Docket: PAT-1129

Applicant or Patentee:

Gary S. Roubin, Geoffrey H. White,  
Sriram S. Iyer, Russell J. Redmond,  
Claude A. Vidal

Serial No:

08/797,814

Filing Date:

February 7, 1997

For:

NON-FORESHORTENING INTRALUMINAL PROSTHESIS

**VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY STATUS  
(37 CFR 1.9(f) and 1.27(b)) -- SMALL BUSINESS CONCERN**

I hereby declare that I am an official of the small business concern empowered to act on behalf of the concern identified below.

NAME OF CONCERN:

Cornerstone Devices, Inc.

ADDRESS OF CONCERN:

4001 Calle Juno, San Clemente, CA 92673

I hereby declare that the above identified small business concern qualifies as a small business concern as defined in 13 CFR 121.3-18.

I hereby declare that rights under contract or law have been conveyed to and remain with the small business concern identified above with regard to the invention entitled Non-Foreshortening Intraluminal Prosthesis by Gary S. Roubin, Geoffrey H. White, Sriram S. Iyer, Russell J. Redmond, and Claude A. Vidal described in:

- ☐ the specification filed herewith.
- ☒ Appl. Serial No. 08/797,814, filed February 7, 1997
- ☐ U.S. Patent No. \_\_\_\_\_, issued \_\_\_\_\_.

If the right held by the above-identified small business concern is not exclusive, each individual, concern or organization having rights to the invention is listed below and no rights to the invention are held by any person, other than the inventor, who could not qualify as a small business concern under 37 CFR 1.9(d) or by any concern which would not qualify as a small business concern under 37 CFR 1.9(d) or a nonprofit organization under 37 CFR 1.9(e).

- ☒ No such person, concern or organization
- ☐ Persons, concerns or organizations listed below:

FULL NAME: \_\_\_\_\_

ADDRESS: \_\_\_\_\_

- ☐ Individual
- ☐ Small Business Concern

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time

08/797,814-020797

of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate (37 CFR 1.28(b)).

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further, that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon, or any patent to which this verified statement is directed.

NAME OF PERSON SIGNING: Alan J. Schempp

TITLE OF PERSON SIGNING: President

ADDRESS: 4001 Calle Juno, San Clemente, CA  
92673

SIGNATURE:

Alan Schempp

Date:

4/1/97

464020"4T8480